

Message Text

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PAGE 01 NEW DE 02105 181445Z

46

ACTION SCS-03

INFO OCT-01 NEA-09 ISO-00 SCA-01 L-02 /016 W

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R 181305Z FEB 75.

FM AMEMBASSY NEW DELHI

TO SECSTATE WASHDC 6961

LIMITED OFFICIAL USE NEW DELHI 2105

FOLLOWING TEL SENT ACTION CALCUTTA ON 13 FEB. NOW REPEATED
FOR YOUR INFO.

QUOTE

LIMITED OFFICIAL USE NEW DELHI 2105

E.O. 11652: N/A

TAGS: CASC

SUBJECT: HARCOS/FLETCHER

REF: CALCUTTA 0368

1. SEVERAL QUESTIONS HAVE COME UP AS RESULT OF OUR DISCUSSION
HERE OF THE REFTEL. DO YOU HAVE ANY THOUGHTS ON THE FOLLOWING
POINTS BASED ON YOUR PRESENCE AT THE HEARING OR CAN YOU FIND
OUT THE ANSWERS FROM THE LAWYERS IN THE NEXT FEW DAYS?
 2. OUR UNDERSTANDING IS THAT THERE ARE AT LEAST TWO MAJOR ITEMS
OF EVIDENCE SHOWN TO THE SESSIONS JUDGE IMMEDIATELY PRIOR TO
THE FRAMING OF CHARGES WHICH DEFENSE DID NOT INSPECT. PLEASE
CHECK WITH DUDHWEWALA ON THIS.
 3. DID DIPANKAR GUPTA STATE IN COURT THAT ALL EVIDENCE NOT SHOWN
TO DEFENSE WOULD NOT REPEAT NOT BE USED AT TRIAL?
 4. WAS MENTION MADE OF THE DISTINCTION BETWEEN FLASHING ITEMS
OF EVIDENCE AT DEFENCE WITH DESCRIPTIVE STATEMENTS OF WHAT THEY
ARE AND ALLOWING THE DEFENCE AN OPPORTUNITY TO STUDY EVERY WORD
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PAGE 02 NEW DE 02105 181445Z

AND PAGE OF SAID ITEMS?

5. IF THE DEFENCE HAS INDEED NOT REPEAT NOT HAD OPPORTUNITY TO INSPECT AT ITS LEISURE AND IN DETAIL ALL EVVIDENCE WHICH WILL BE PRODUCED AT THE TRIAL, THEN WHY IS THE APPEAL BEING WITHDRAWN?

6. DO YOU KNOW WHY THE ISSUE OF KING GEORGE DOCK BEING A PROHIBITED PLACE UNDER OFFICIAL SECRETS ACT WAS NOT RAISED?

7. FYI, WE HAVE DISCUSSED THE REFTTEL WITH MS. DONOVAN WHO IS STAYING HERE UNTIL THE EVENING OF FEBRUARY 18.
SCHNEIDER

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NNN

*** Current Handling Restrictions *** n/a

*** Current Classification *** LIMITED OFFICIAL USE

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